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3 **UNITED STATES DISTRICT COURT**
4 **NORTHERN DISTRICT OF CALIFORNIA**
5 **SAN JOSE DIVISION**

6 FRANCISCO J TORRES,
7 Plaintiff,

8 v.

9 WALMART STORES, INC.,
10 Defendant.
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Case No. [15-cv-02722-BLF](#)

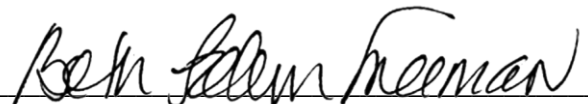
**ORDER DENYING DEFENDANT'S
MOTION FOR PERMISSION TO
APPEAR TELEPHONICALLY AT THE
NOVEMBER 12, 2015 MOTION TO
DISMISS AND MOTION FOR
SANCTIONS HEARING**

[Re: ECF 21]

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14 Before the Court is a request by counsel for Defendant to appear by telephone at the
15 hearing on Defendant's motion to dismiss and Plaintiff's motion for sanctions scheduled for
16 November 12, 2015 at 9:00 a.m. Counsel fails to provide any affidavit or other explanation
17 regarding the burden of appearing in person beyond simply stating that they are located in Los
18 Angeles, California, may be unable to appear in person for work-related scheduling reasons, and a
19 telephonic appearance will save fees and costs. Accordingly, the Court finds Defendant has not
20 articulated a sufficient basis and DENIES the request.

21 **IT IS SO ORDERED.**

22 Dated: October 29, 2015

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24 BETH LABSON FREEMAN
United States District Judge
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